

**RECEIVED**  
**CENTRAL FAX CENTER**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

OCT 05 2004

Ephraim GUTMARK et al.

Art Unit: [to be assigned]

Application No.: 10/725,564

Examiner: [to be assigned]

Filing Date: 3 December 2003

Attorney Ref. No.: 003-099

For: Method and Device for Affecting  
Thermoacoustic Oscillations in Combustion  
Systems

Via Fax: 703.872.9306

**PETITION UNDER 37 C.F.R. § 1.47(a): INVENTOR REFUSES TO SIGN****Mail Stop PETITIONS**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

This Petition under 37 C.F.R. § 1.47(a) is filed in order to request that the above-captioned patent application be filed by the some of the inventors on their own behalf and that of a non-signing inventor, Mr. Christian Oliver Paschereit.

**Fee**

The fee under 37 C.F.R. § 1.7(h) of \$130.00 for this Petition is submitted herewith.

**Last known address of the non-signing inventor**

The current address of Mr. Paschereit is:

Lohengrinstrasse 29  
D-14109 Berlin  
Germany

10/05/2004 NROCHA1 00000009 10725564

02 FC:1460

130.00 OP

Att'y Ref. No. 003-099

U.S. App. No.: 10/725,564**Statement of Facts**

Attached hereto is a Declaration of Anett Fabian in support of this Petition. In summary, the Fabian Declaration attests to the following facts, including that Mr. Paschereit was presented with a complete copy of the present patent application and a Declaration therefore, and refused to join in the application by signing the Declaration. On 26 November 2003, a copy of the present application, including the description, claims, and drawings, was mailed to Mr. Paschereit to the mailing addresses then current for each of them. As of 27 April 2004, Mr. Paschereit had not returned the signed Declaration to Declarant Fabian.

**Conclusion**

Based on the foregoing, the signing Applicants respectfully request that the application be allowed to proceed under 37 C.F.R. § 1.47(a).

If the Petitions Examiner believes that a telephone conference with the undersigned would expedite consideration and grant of this Petition, they are invited to call on the number below.

Att'y Ref. No. 003-099

U.S. App. No.: 10/725,564

It is not believed that extensions of time are required, beyond those that may otherwise be provided for in accompanying documents. If, however, additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and the Commissioner is hereby authorized to charge fees necessitated by this paper, and to credit all refunds and overpayments, to our Deposit Account 50-2821.

Respectfully submitted,

By: 

Adam J. Cermak  
Registration No. 40,391

U.S. P.T.O. Customer Number 36844  
Cermak & Kenealy LLP  
P.O. Box 7518  
Alexandria, Virginia 22307

703.768.0994

Date: 4 October 2004

[Page 3 of 3]